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IAP2 Rec'd PCT/PTO 29 SEP 2006

ATTORNEY DOCKET NO. 042715-5024

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Tomoki TODO)
Application No.: Unassigned) Group Art Unit: Unassigned
Filed: September 29, 2006) Examiner: Unassigned
For: ENHANCER OF ANTICANCER ACTIVITY IN VIRAL THERAPY AND METHOD
OF PREVENTING OR TREATING CANCER

Commissioner for Patents
MAIL STOP PATENT APPLICATION

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

A copy of each listed document is attached. Applicant respectfully requests that the Examiner consider the listed document and evidence that consideration by making appropriate notations on the attached form.

JP-A-2001-513508 is in another language other than English, but was cited in the International Search Report in the PCT Application of which this is a national stage.

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This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute "prior art." If it should be determined that the listed documents do not constitute "prior art" under United States law, Applicant reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP



Robert J. Goodell, Reg. No. 41,040

Date: September 29, 2006

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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary) PTO Form 1449		Attorney Docket No. 042715-5024	Serial No. Unassigned
		Applicants TODO	
		Filing Date September 29, 2006	Group Unassigned

U.S. PATENT DOCUMENTS

*Examiner Initial	Document Number	Date	Name	Class	Sub Class	Filing Date
	US 2002-0187163	December 12, 2002	Johnson, et al.			March 27, 2002

FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Sub Class	Translation YES	NO
	JP-A- 2001-513508	September 4, 2001	Japan				X
	WO 02/076216 A1	Ocotber 3, 2002	WIPO				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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	Chahalvi, et al.; Replication-Competent Herpes Simplex Virus Vector G207 and Cisplatin Combination Therapy for Head and Neck Squamous Cell Carcinoma; Neoplasia, Vol 1, No. 2; June 1999; pages 162-169
	Hunter, et al.; Attenuated, Replication-Competent Herpes Simplex Virus Type 1 Mutant G207: Safety Evaluation of Intracerebral Injection in Nonhuman Primates; Journal of Virology, Vol. 73, No. 8, Aug. 1999; pages 6319-6326
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	Nakamura, et al.; Glial Expression of Fibroblast Growth Factor-9 in Rat Central Nervous System; GLIA 28; 1999, pages 53-65
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Examiner	Date Considered
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FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub Class	<u>Translation</u>
							YES NO

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Examiner	/Ali Salimi/	Date Considered	06/26/2008
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